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BROWN RAYSMAN MILLSTEIN FELDER &amp; STEINER LLP

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<b>From:</b>	Robert M. Bauer, Esq.	<b>Date:</b>	October 25, 2004
<b>Direct Dial:</b>	212-895-2630	<b>Client/Matter #:</b>	6173/1003US

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Total number of pages including this page: **12**  
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In re Application of : Jouni KOSSI et al.  
 Application No. : 09/766,139  
 Filed : January 19, 2001  
 Examiner : Wilson, Robert W.  
 Art Unit : 2661  
 Title : APPARATUS AND ASSOCIATED METHOD, FOR  
           DYNAMICALLY SELECTING FREQUENCY  
           LEVELS UPON WHICH TO DEFINE  
           COMMUNICATION CHANNELS (As Amended)

Please find enclosed: **AMENDMENT, TRANSMITTAL FORM**

BRMFS1 420981v9

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/766,139	
	Filing Date	January 19, 2001	
	First Named Inventor	Jouni KOSSI	
	Art Unit	2661	
	Examiner Name	Wilson, Robert W.	
Total Number of Pages in This Submission	12	Attorney Docket Number	6173/1003US

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> under 37 CFR 1.52 or 1.53		
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	BROWN RAYSMAN MILLSTEIN REEDER & STEINER LLP		
Signature			
Printed name	Robert M. Bauer		
Date	10/25/04	Reg. No.	34,487

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Typed or printed name	Robert M. Bauer	Date	10/25/04

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Atty. Dkt. No. 6173-1003US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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October 25, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

Applicants submit this Amendment in response to the Office Action dated July 23, 2004.

An Amendment to the title appears on page 2 of this paper.

Amendments to the claims begin on page 2 of this paper.

Remarks/Arguments appear on page 7 of this paper.